

**S.B. CIVIL WRIT PETITION NO. 2967/2002**

Date : 10.10.2006

**HON'BLE MR. BHAGWATI PRASAD, J.**

Mr. J.L. Purohit for the petitioner.  
Mr. Ravi Bhansali for the respondents.

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Heard.

The petitioner was supplied electricity on the basis of flat rate connection as the policy was in vogue at the time when the connection was given to the petitioner. Subsequently, the respondent changed the policy and have stated that they will not charge flat rate for the electricity supplied and consumers will be metered. If the respondent wants to charge for the electricity which is consumed by the consumer, then no un-reasonability is seen, in view of the fact that what is being charged is only the legitimate dues from a consumer which he is using.

The Hon'ble Supreme Court has stated in the matter of Association of Industrial Electricity Users Vs. State of A.P. & Ors reported in (2002) 3 SCC 711 that fixation of electricity tariff or its revision and provision of cross-subsidy are policy matters outside the purview of judicial intervention. In view of the authoritative pronouncement and also in view of the fact that only the consumed electricity is sought to be charged, no un-reasoned attitude of the respondent is seen. No case for interference is made out. The writ petition having no force is hereby dismissed.

**(BHAGWATI PRASAD), J.**